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OTTO E. VASQUEZ
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.
14

15 OTTO E. VASQUEZ,

16 Defendant.
17

Case No. 1:21-mj-00086-SAB

STIPULATION TO MODIFY CONDITION OF
PROBATION PURSUANT TO 18 U.S.C.
§ 3563(C); ORDER

18 IT IS HEREBY STIPULATED, by and between the parties, through their respective
19 counsel, Special Assistant United States Attorney Chan Hee Chu, counsel for the plaintiff, and
20 Assistant Federal Defender Erin Snider, counsel for Otto E. Vasquez, that the Court may modify
21 condition 6 to extend the deadline for Mr. Vasquez to complete his community service hours.

22 On September 15, 2022, Mr. Vasquez pled guilty to a violation of 36 C.F.R. § 4.2,
23 incorporating California Vehicle Code 14601.2(a). ECF #18. The Court sentenced Mr. Vasquez
24 to 12 months of unsupervised probation. Among other conditions, the Court ordered Mr.
25 Vasquez to pay a \$500 fine and \$10 special assessment and to perform 20 hours of community
26 service by March 30, 2023. *Id.* The Court set a review hearing for July 13, 2023. *Id.*

27 Mr. Vasquez has paid the financial obligation in full but has been unable to complete the
28 community service hours due to a medical condition. Specifically, he was diagnosed with a

1 hernia about four months ago and has an appointment to be evaluated for surgery next week. Mr.
2 Vasquez's medical condition has prevented him from performing any physical labor, which has
3 made finding suitable community service opportunities challenging.

4 In light of Mr. Vasquez's medical condition, the parties request that the Court modify
5 condition 6 to extend the deadline for completing the community service hours to June 28, 2023,
6 which is the day before the status report is due. Mr. Vasquez waives his right to a hearing on the
7 modification of the terms of probation.

8 Respectfully submitted,

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10 PHILLIP A. TALBERT
United States Attorney

11 Date: March 9, 2023

/s/ Chan Hee CHu
12 CHAN HEE CHU
Special Assistant United States Attorney
13 Attorney for Plaintiff

14 HEATHER E. WILLIAMS
15 Federal Defender

16 Date: March 9, 2023

/s/ Erin Snider
17 ERIN SNIDER
Assistant Federal Defender
18 Attorney for Defendant
OTTO E. VASQUEZ

ORDER

IT IS SO ORDERED. Pursuant to 18 U.S.C. § 3563(c), the Court hereby modifies condition 6 as follows:

6. The defendant shall complete 20 hours of community service at a nonprofit organization. The defendant shall perform and complete the community service by 6/28/2023. Proof of completion to be provided to the Court.

All other conditions previously imposed remain in full force and effect.

IT IS SO ORDERED.

Dated: March 9, 2023


UNITED STATES MAGISTRATE JUDGE